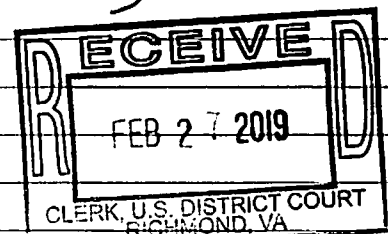


United States District Court
Eastern District of Virginia
Alexandria - Division

Alejandro Casillas-Prieto	S	
Plaintiff,	S	
	S	Civil NO. <u>3:19cv148</u>
vs.	S	
	S	
United States Marshal Service	S	
	S	
The GEO Group, Inc.	S	
	S	
Fannin County Texas	S	
Defendants,	S	

Complaint

This is a Freedom of Information Act and Privacy Act lawsuit Filed by Alejandro Casillas-Prieto, a Federal inmate For damages and injunctive relief under Title 5 U.S.C. § 552 and § 552(a) alleging withholding and deletion or omission of information in violation of the Freedom of Information Act in conjunction with the Privacy Act.



Jurisdiction

1) The Court has jurisdiction over the Plaintiff's Claim of

violation of the Freedom of Information and Privacy Act pursuant to Title 5 U.S.C. § 552 and § 552(a).

Parties To Claim

2) The Plaintiff Alejandro Casillas-Prieto was in custody of the U.S. Marshal Service during the events described in this complaint.

3) The Defendant U.S. Marshal Service is an agency of the United States of America located in Alexandria Virginia.

4) The Defendant The GEO Group, Inc. operates under the authority of the U.S. Marshal Service to have Federal defendants and prisoners in custody. The GEO Group, Inc. is a corporation in Boca Raton, Florida.

5) The Defendant Fannin County Texas houses Federal defendants and prisoners for The GEO Group, Inc. who operates under the authority of the U.S. Marshal Service. Fannin County is located in Bonham Texas.

Facts To Claim

6) On October 12, 2017, Plaintiff Filed a Freedom of Information and Privacy Act request, requesting Public Records From the Fannin County Jail, pertaining to Plaintiff and relevant to his confinement while in the custody of the U.S. Marshal Service at the Fannin County Jail. See, Exhibit-1.

7) On October 23, 2017, Defendant, The GEO Group, Inc. responded to the FOIA/PA request File with Fannin County Jail. Defendant advise Plaintiff that the records pertaining to the FOIA request had to be made directly to the applicable agency holding Plaintiff. Which was the U.S. Marshal Service. See, Exhibit-2.

8) On October 26, 2017, Plaintiff Filed a FOIA/PA request requesting Public Records From the U.S. Marshal Service, Office of General Counsel in Washington D.C. See, Exhibit-3.

9) On December 7, 2017, Plaintiff Re-Files the FOIA/PA request with the U.S. Marshal Service due to the Agency's Failure to respond. See, Exhibit-4.

- 10) On January 12, 2018, Defendant U.S. Marshal Service responded to the FOIA/PA request. Defendant assert, that after conducting a search of its records and files in the Prisoner Operations Division, Defendant failed to locate any records responsive to the FOIA/PA request. See, Exhibit-5.
- 11) On January 21, 2018, Plaintiff file an FOIA/PA appeal with the Director, Office of Information Policy, challenging the Defendant, U.S. Marshal Service, response to the FOIA/PA request. Plaintiff asserted that it is policy that [ALL] logs, records, and files of all legal or non-legal visitations and communications be kept by the U.S. Marshal Service. See, Exhibit-6
- 12) On January 21, 2018, Plaintiff file a request with the U.S. District Court, Eastern District of Texas-Sherman Division seeking assistance. Plaintiff requested an order to the U.S. Marshal Service for the release of [all] legal visitation documents. See, Exhibit-7
- 13) On February 15, 2018, the U.S. District Court denied Plaintiff request. See, Exhibit-8

14) On March 1, 2018, the DOJ, Director, Office of Information Policy responded to Plaintiff FOIA/PA appeal. Plaintiff was inform that U.S. Marshal Service has no record of having receive a FOIA/PA request from Plaintiff. See, Exhibit-9.

15) On March 19, 2018, Plaintiff responded to the letter received from the DOJ, Director, Office of Information Policy. Plaintiff explained and provided records that the U.S. Marshal Service assertion was incorrect. See, Exhibit-10.

16) On April 4, 2018, the DOJ, Director, Office of Information Policy, per se Priscilla Jones, inform Plaintiff that his appeal to the U.S. Marshal Service FOIA/PA request had been received. See, Exhibit-11.

17) On May 3, 2018, the DOJ, Director, Office of Information Policy responded to the appeal, and inform Plaintiff that after carefully considering his appeal, they were affirming Defendant's, U.S. Marshal Service, action on the FOIA/PA request. See, Exhibit-12.

18) On July 22, 2018, Plaintiff made another attempt to get the visitation records from Defendant Fannin County

Jail. See, Exhibit-13.

19) On July 22, 2018, Plaintiff made another attempt to get the visitation records from Defendant GEO Group, Inc.

See, Exhibit-14.

20) On July 31, 2018, Defendant GEO Group, Inc. advise Plaintiff to direct his request; yet again, with Defendant U.S. Marshal Service FOIA Office. See, Exhibit-15.

Claims For Relief

21) The actions and inaction of the Defendants, U.S. Marshal Service, GEO Group, Inc., and Fannin County Texas in withholding, destroying or omission violated the Freedom of Information Act and Privacy Act.

Wherefore, Plaintiff Alejandro Casillas-Prieto requests that Honorable Court grant the following relief:

A. Issue a declaratory judgment stating that the U.S. Marshal Service, The GEO Group, Inc., and Fannin County Texas violated the Freedom of Information Act and Privacy Act;

B. Issue an injunction ordering Defendants to immediately

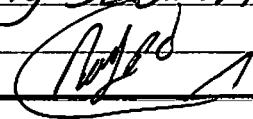
release and provide Plaintiff with [ALL] logs, records, and Files requested in his initial and supplemental FOIA/PA requests;

C. Issue an injunction or declaratory judgment against Defendants U.S. Marshal Service, The GEO Group, Inc. and Fannin County Texas. And award Plaintiff one million dollars for the physical and psychological pain and suffering;

D. Grant such other relief as it may appear that Plaintiff is entitled.

Dated on this 30 day of January, 2018

Respectfully Submitted



CC: U.S. Marshal Service
The GEO Group, Inc.
Fannin County Texas

Certificate of Service

I, Alejandro Casillas Prieto, certify under oath and Penalty of Perjury, pursuant to Title 28 U.S.C. § 1746, that a true and correct copy of this Complaint was duly served on Defendants: United States Marshal Service, The GEO Group, Inc., and Fannin County Texas via the U.S.P. Beaumont Institution's internal mail system, this 30 day of January, 2019.

Respectfully Submitted

